

## Message Text

LIMITED OFFICIAL USE

PAGE 01 MOSCOW 07010 191635Z

ACTION EUR-12

INFO OCT-01 ISO-00 OES-07 CU-02 L-03 EB-07 PM-04  
NSC-05 SP-02 SS-15 CIAE-00 INR-07 NSAE-00 VO-03  
SCA-01 /069 W  
-----200013Z 087509 /64

R 191535Z MAY 77

FM AMEMBASSY MOSCOW

TO SECSTATE WASHDC 7613

INFO AMCONSUL LENINGRAD

LIMITED OFFICIAL USE MOSCOW 7010

E.O. 11652: N/A

TAGS: TGEN, UR, US, PFOR

SUBJ: US-USSR SPECIALIZED BILATERAL AGREEMENTS: PARTICIPATION  
OF EMBASSY PERSONNEL IN DELEGATION VISITS

REF: (A) 76 MOSCOW 17794, (B) 76 MOSCOW 18222, (C) MOSCOW 2022

1. PROTESTING SOVIET REFUSAL FOR EMBOFF STARBIRD TO  
ACCOMPANY COLD WEATHR CONSTRUCTION US DEL UNDER ENERGY  
AGREEMENT (08.02.02) TO CLOSED AREAS, POL COUNSELOR  
PRESENTED FOLLOWING NOTE MAY 19 TO MFA DEPUTY DIRECTOR  
FEDOSEYEV:

2. BEGIN TEXT: THE EMBASSY OF THE UNITED STATES OF  
AMERICA REFERES TO ITS NOTE NO. 661 OF MAY 16, 1977 AND  
BRINGS THE FOLLOWING MATTER TO THE ATTENTION OF THE  
MINISTRY OF FOREIGN AFFAIRS OF THE UNION OF SOVIET  
SOCIALIST REPUBLICS WITH A VIEW TO THE MINISTRY'S TAKING  
APPROPRIATE ACTION TO REMEDY THE SITUATION.

NOTE NO. 661 INFORMED THE MINISTRY THAT FIRST SECRETARY  
L.R. STARBIRD PLANNED TO TRAVEL AS A MEMBER OF A  
U.S. DELEGATION IN THE SOVIET UNION UNDER THE  
AGREEMENT ON COOPERATION IN THE FIELD OF ENERGY

LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02 MOSCOW 07010 191635Z

WHICH IS IN ACCORDANCE WITH AND IN DEVELOPMENT OF,  
INTER ALIA, THE AGREEMENT ON COOPERATION IN  
THE FIELDS OF SCIENCE AND TECHNOLOGY AND THE GENERAL  
AGREEMENT BETWEEN THE UNITED STATES OF AMERICAN  
AND THE UNION OF SOVIET SOCIALIST REPUBLICS ON  
CONTACTS, EXCHANGES AND COOPERATION. THE ITINERARY  
OF THE DELEGATION HERE FOR THE THIRD MEETING OF

THE JOINT WORKING GROUP ON COLD WEATHER CONSTRUCTION, INCLUDES TRAVEL TO HYDROELECTRIC POWER SITES IN THE AREAS OF KRASNOYARSK AND SAYANO-SHUSHENSK. THE EMBASSY'S NOTE REQUESTED A CLOSED AREA EXCEPTION. THE PROTOCOL DEPARTMENT OF THE MINISTRY INFORMED THE EMBASSY BY TELEPHONE ON MAY 17, 1977 THAT THE REQUEST FOR A CLOSED AREA EXCEPTION HAD BEEN REFUSED. HOWEVER, THE DELEGATION HAD BEEN INFORMED THAT ARRANGEMENTS FOR THE TRIP WERE ALL IN ORDER. IN RESPONSE TO AN INQUIRY, THE PROTOCOL DEPARTMENT CONFIRMED THAT IT WAS ONLY THE TRAVEL REQUEST OF THE EMBASSY OFFICER THAT WAS BEING REFUSED AND THAT THE TRAVEL OF THE REST OF THE DELEGATION WAS PERMITTED. AN EMBASSY OFFICER IMMEDIATELY CALLED THE USA DIVISION OF THE MINISTRY AND NOTED THAT THIS ACTION IS INCONSISTENT WITH SECTION VI OF THE PROGRAM OF EXCHANGES FOR 1977-1979 UNDER THE GENERAL AGREEMENT ON CONTACTS, EXCHANGES AND COOPERATION WHICH STATES THAT: "EACH OF THE PARTIES SHALL HAVE THE RIGHT TO INCLUDE IN DELEGATIONS INTERPRETERS OR MEMBERS OF ITS EMBASSY, WHO SHALL BE CONSIDERED AS WITHIN THE AGREED TOTAL MEMBERSHIP OF SUCH DELEGATIONS." DESPITE THIS ACTION BY THE EMBASSY, LATE ON MAY 18, 1977 THE MINISTRY INFORMED THE EMBASSY THAT ITS REFUSAL TO ALLOW MR. STARBIRD TO TRAVEL REMAINED UNCHANGED. THE EMBASSY POINTS OUT TO THE MINISTRY THAT REFUSAL TO GRANT TRAVEL PERMISSION TO AN EMBASSY OFFICER AS PART OF AN OFFICIAL US DELEGATION CONFLICTS WITH LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 03 MOSCOW 07010 191635Z

OBLIGATIONS UNDERTAKEN BY THE SOVIET GOVERNMENT AS PART OF AN INTERNATIONAL AGREEMENT. SUCH REFUSALS BY THE SOVIET SIDE, OF WHICH THIS IS NOT THE FIRST INSTANCE, ARE SERIOUS MATTERS WHICH CAN BUT IMPAIR COOPERATION AND EXCHANGES BETWEEN THE US AND THE USSR, ESPECIALLY IN THE FIELDS OF SCIENCE AND TECHNOLOGY. THE EMBASSY THEREFORE, REQUESTS THE MINISTRY TO REVIEW THIS SITUATION URGENTLY WITH A VIEW TOWARD BRINGING SOVIET PRACTICE INTO CONFORMITY WITH THOSE PRINCIPLES ON WHICH OUR GOVERNMENTS HAVE AGREED. END TEXT.

3. POL COUNSELOR STATED THIS WAS THIRD SUCH CASE SINCE NOVEMBER 76 (REFTELS). IT CONSTITUTED RANK DISCRIMINATION AGAINST EMBASSY OFFICERS AND IT WAS ESPECIALLY UNFORTUNATE DURING A TIME OF REVIEW OF THE SPECIALIZED AGREEMENTS IN WASHINGTON.

4. FEDOSEYEV SAID SPEAKING PERSONALLY HE WAS

"SORRY IT HAD HAPPENED". HE HAD CALLED ATTENTION OF OTHER SOVIET OFFICIALS TO RELEVANT PORTIONS OF AGREEMENT PERMITTING INCLUSION OF EMBOFFS IN DELEGATIONS BUT UNFORTUNATELY DID NOT HAVE ENOUGH TIME TO REVERSE THIS DECISION. "HOWEVER, I DO HOPE THAT SOMETHING WOULD BE DONE ABOUT SUCH CASES." WHEN POLCOUNSELOR PRESSED HIM FOR RATIONALE BEHIND REFUSALS, FEDOSEYEV LAMELY REPLIED "I WILL LOOK INTO IT RIGHT AWAY AND TRY TO FIND OUT."

5. EMBASSY STRONGLY RECOMMENDS THAT DEPARTMENT RETALIATE AGAINST SOVIET EMBOFF TRAVEL, LINK RETALIATION WITH THIS CASE AND SELECT A REFUSAL WHICH INFLECTS APPROPRIATE PAIN. WE ALSO RECOMMEND THAT IN SO DOING THE DEPARTMENT BUTTRESS OUR POINT THAT REPETITION OF SUCH ACTIONS WILL BE PERCEIVED IN WASHINGTON AS SERIOUSLY AFFECTING IMPLEMENTA-  
LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 04 MOSCOW 07010 191635Z

TION OF SPECIALIZED AGREEMENTS.

6. IN SEPTTEL, WE SHALL RECOMMEND THAT ALL BILATERAL AGREEMENTS SUBSEQUENTLY RENEWED INCLUDE WITHIN NEW TEXT SPECIFIC STATEMENT OF RIGHT OF EACH SIDE TO NAME EMBASSY PERSONNEL TO MEMBERSHIP OF DELEGATIONS.  
MATLOCK

LIMITED OFFICIAL USE

NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01-Jan-1994 12:00:00 am  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** TEXT, VISAS, SCIENTIFIC VISITS, SCIENTIFIC MEETINGS, MEETING DELEGATIONS, TRAVEL CONTROLS, DIPLOMATIC NOTES, DIPLOMATIC PERSONNEL  
**Control Number:** n/a  
**Copy:** SINGLE  
**Sent Date:** 19-May-1977 12:00:00 am  
**Decaption Date:** 01-Jan-1960 12:00:00 am  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 22 May 2009  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1977MOSCOW07010  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** n/a  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Expiration:**  
**Film Number:** D770179-0623  
**Format:** TEL  
**From:** MOSCOW  
**Handling Restrictions:** n/a  
**Image Path:**  
**ISecure:** 1  
**Legacy Key:** link1977/newtext/t19770539/aaaabhuj.tel  
**Line Count:** 146  
**Litigation Code IDs:**  
**Litigation Codes:**  
**Litigation History:**  
**Locator:** TEXT ON-LINE, ON MICROFILM  
**Message ID:** 93dacc8f-c288-dd11-92da-001cc4696bcc  
**Office:** ACTION EUR  
**Original Classification:** LIMITED OFFICIAL USE  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 3  
**Previous Channel Indicators:** n/a  
**Previous Classification:** LIMITED OFFICIAL USE  
**Previous Handling Restrictions:** n/a  
**Reference:** 76 MOSCOW 17794, 76 MOSCOW 18222, 77 MOSCOW 2022  
**Retention:** 0  
**Review Action:** RELEASED, APPROVED  
**Review Content Flags:**  
**Review Date:** 11-Mar-2005 12:00:00 am  
**Review Event:**  
**Review Exemptions:** n/a  
**Review Media Identifier:**  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**SAS ID:** 2450794  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** US-USSR SPECIALIZED BILATERAL AGREEMENTS: PARTICIPATION OF EMBASSY PERSONNEL IN DELEGATION VISITS  
**TAGS:** TGEN, PFOR, UR, US  
**To:** STATE  
**Type:** TE  
**vdkgvkey:** odbc://SAS/SAS.dbo.SAS\_Docs/93dacc8f-c288-dd11-92da-001cc4696bcc  
**Review Markings:**  
Margaret P. Grafeld  
Declassified/Released  
US Department of State  
EO Systematic Review  
22 May 2009  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009